

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Robert D. EDWARDS et al.

Serial No.: 09/671,350

Filed: September 27, 2000

For: METHOD AND APPARATUS FOR  
DELIVERY OF DATA OVER A  
NETWORK



Group Art Unit: Unassigned

Examiner: Unassigned

FC 2100 MAILROOM

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**Refund Section**

**Office of Finance**

U.S. Patent and Trademark Office  
Washington, D.C. 20231

Sir:

**CLAIM OF SMALL ENTITY AND REQUEST FOR REFUND**

Applicants submit a Verified Statement Claiming Small Entity Status for this application. In accordance with 37 C.F.R. § 1.28 allowing a Verified Statement Claiming Small Entity Status and Request For Refund to be filed within two months of timely payment of a full fee, Applicants apply for a refund of one half of all fees paid. Please issue a refund check to Morgan, Lewis & Bockius LLP at the address below and indicate matter reference 052401-5001 on the check.

**EXCEPT** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account No. 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

**MORGAN, LEWIS & BOCKIUS LLP**

Adjustment date: 02/14/2001 NVILLARI  
10/12/2000 SCARMICH 00000010 09671350  
01 FC:101 -690.00 OP  
02 FC:102 -78.00 OP  
03 FC:103 -180.00 OP

Date: January 30, 2001

By:

James L. Reed

Registration No. 43,877

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202-467-7000

**CUSTOMER NO. 009629**

02/14/2001 NVILLARI 00000009 09671350

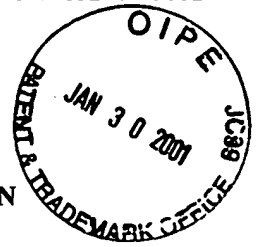
01 FC:201  
02 FC:202  
03 FC:203

345.00 OP  
39.00 OP  
90.00 OP

Refund Ref: 02/14/2001 NVILLARI 0000102014

CHECK Refund Total: \$474.00

**STATEMENT CLAIMING SMALL ENTITY STATUS**  
**37 C.F.R. §§1.9(f) and 1.27(c)-SMALL BUSINESS CONCERN**



Applicants: **Robert David EDWARDS, John Stephen WALLACK, and Thomas G. PETERSON**  
Application No.:  
Filed: **September 27, 2000**  
Title: **METHOD AND APPARATUS FOR DELIVERY OF DATA OVER A NETWORK**

I hereby state that I am

- ☐ the owner of the small business concern identified below:  
☒ an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF CONCERN: **CADopener.com llc**  
ADDRESS OF CONCERN: **c/o Benjamin F. Edwards, Sr.**  
**16 Waterbury Road, Prospect, Connecticut 06712**

I hereby state that the above identified small business concern qualifies as a small business concern as defined in 13 C.F.R. §121, and reproduced in 37 C.F.R. §1.9(d), for purposes of paying reduced fees to the United States Patent and Trademark Office, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby state that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled **METHOD AND APPARATUS FOR DELIVERY OF DATA OVER A NETWORK**

described in:

- ☐ the specification filed herewith with the title as listed above.  
☒ the application identified above.  
☐ the patent identified above.

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights in the invention is listed below and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 C.F.R. §1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 C.F.R. §1.9(d) or a nonprofit organization under 37 C.F.R. §1.9(e).

NAME: <b>Benjamin F. Edwards</b>		
ADDRESS: <b>16 Waterbury Road</b>		
<b>Prospect CT 06712</b>		
<input type="checkbox"/> INDIVIDUAL	<input checked="" type="checkbox"/> SMALL BUSINESS CONCERN	<input type="checkbox"/> NON PROFIT ORGANIZATION
NAME:		
ADDRESS:		
<input type="checkbox"/> INDIVIDUAL	<input type="checkbox"/> SMALL BUSINESS CONCERN	<input type="checkbox"/> NON PROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small business entity is no longer appropriate. (37 C.F.R. §1.28(b)).

NAME OF PERSON SIGNING:

Benjamin E. Edwards, Sr.

TITLE OF PERSON IF OTHER THAN OWNER:

~~Benjamin E. Edwards, Sr.~~ owner

ADDRESS OF PERSON SIGNING:

16 Waterbury Road, Prospect, Connecticut 06712

SIGNATURE



DATE

November 17, 2000